

Air Quality Permit Fees:

Permits to Construct Tier I Operating Permits Tier II Operating Permits Permit by Rule Registrations

Idaho Department of Environmental Quality
Air Quality Division
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This brochure provides a summary of permit fee requirements and is not intended to be all-inclusive. Detailed requirements are outlined in DEQ's Rules for the Control of Air Pollution in Idaho (IDAPA 58.01.01).

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Air Quality Permitting in Idaho

The Department of Environmental Quality (DEQ) Air Quality Division is responsible for protecting Idaho's air quality. Issuing permits to sources of air emissions is one of the ways DEQ fulfills this responsibility. Permits set the conditions for operation of facilities that generate air pollution. DEQ issues the following four categories of air quality permits:

Permit to Construct (PTC)

An air quality Permit to Construct (PTC) is required prior to construction or modification of buildings, structures, and installations that emit, or may emit, pollutants into the air.

Tier II Operating Permit

A Tier II Operating Permit is required for existing buildings, structures, and installations that emit, or may emit, small amounts of pollutants into the air and facilities that restrict their operations to avoid more extensive Tier I permitting requirements.

Tier I (Title V) Operating Permit

A Tier I Operating Permit (also known as a Title V Operating Permit) is required by the federal Clean Air Act for facilities that typically emit, or may emit, large amounts of pollutants into the air and for certain other facilities that are subject to federal air quality standards.

Permit by Rule Registrations

A permit by rule (PBR) is a provision of the rules under which a facility or source may voluntarily register with DEQ and meet specific requirements for a particular source of air pollution. Once registered, the facility is deemed to have a permit, thereby authorizing construction without the need to first obtain a Permit to Construct.

Permit to Construct

Application Fee

An application fee of \$1,000 is required with any PTC application submitted to DEQ. DEQ will not begin processing the application until the application fee is received.

Processing Fee

A PTC processing fee is assessed for each PTC that is issued, based on any increase in air pollution emissions resulting from the permitted project. DEQ calculates and assesses PTC processing fees according to the following schedule (fugitive emissions are excluded):

Permit to Construct	Fee	Fee Payment
General Permit ¹	\$500	Submit upon receipt of DEQ assessment. Must be paid in full before the final permit will be issued.
Emissions < 1 ton per year	\$1,000	
Emissions = 1-10 tons per year	\$2,500	
Emissions = 10-100 tons per year	\$5,000	
Emissions > 100 tons per year (exempt under IDAPA 58.01.01.205.04) ²	\$7,500	
Emissions > 100 tons per year (not exempt under IDAPA 58.01.01.205.04)	\$10,000	
Modification with no engineering analysis	\$250	

¹ General permit facilities include portable concrete batch plants, hot mix asphalt plants, and rock crushing plants.

² IDAPA 58.01.01.205.04 lists sources exempt from the permit requirements for new facilities or major modifications in attainment or unclassifiable areas.

Exceptions

PTC application and processing fees are not required for:

- Exempted sources listed in Idaho's Administrative Code (IDAPA 58.01.01.220-223); or
- Changes to correct typographical errors; or
- Changes in name or ownership of the holder of a PTC when DEQ determines no other review or analysis is required.

Tier II Operating Permit

Application Fee

No application fee is required for a Tier II permit application.

Processing Fee

A Tier II processing fee is assessed for each Tier II permit that is issued, based on emissions. DEQ calculates and assesses the fees according to the following schedule (fugitive emissions are excluded):

Tier II Operating Permit	Fee	Fee Payment
General Permit ¹	\$500	Must be paid in full within 45 days of receipt of DEQ assessment. Interest accrues if unpaid after 45 days.
Emissions < 1 ton per year	\$1,250	
Emissions = 1-10 tons per year	\$2,500	
Emissions = 10-100 tons per year	\$5,000	
Emissions > 100 tons per year	\$10,000	
Synthetic minor sources with emissions below major source threshold	\$10,000	

¹ General permit facilities include portable concrete batch plants, hot mix asphalt plants, and rock crushing plants.

Exceptions

So long as DEQ determines no other review or analysis is required, the Tier II operating permit processing fee is not required when:

- A PTC issued within the last five years is rolled into a Tier II operating permit; or
- A change to a Tier II permit is requested due to a typographical error; or
- A change in the name or ownership of the holder of a Tier II operating permit is requested; or
- A synthetic minor permit is issued and DEQ's processing costs can be charged against the permittee's Tier I operating permit fees.

Tier I (Title V) Operating Permit

The Tier I operating permit fee applies to all major facilities as defined in IDAPA 58.01.01.008. It is comprised of a registration fee, a per-ton fee, and a fee-for-service, all of which are assessed annually. The registration fee and per-ton fee are based on the amount of emissions of the following regulated air pollutants: oxides of sulfur (SO_x), oxides of nitrogen (NO_x), particulate matter (PM), and volatile organic compounds (VOC). The fee-for-service is assessed for actual time expended and expenses incurred by DEQ.

Annual Registration Fee

The registration fee for Tier I operating permits is assessed according to the following schedule:

If emissions are:	Registration fee is:
At least 7,000 tons per year	\$55,000
At least 4,500, but less than 7,000 tons per year	\$33,000
At least 3,000, but less than 4,500 tons per year	\$22,000
At least 1,000, but less than 3,000 tons per year	\$17,500
At least 500, but less than 1,000 tons per year	\$8,500
At least 200, but less than 500 tons per year	\$5,500
Less than 200 tons per year	\$2,750

Payment is due in full July 1 of each year.

Fee-for-Service

A fee-for-service is required when Tier I sources request a permit renewal or modification, or when they receive program maintenance services. Maintenance services include, but are not limited to, site visits, modeling, responses to public inquiries, responses to site questions, and opacity readings.

The fee-for-service is assessed for actual time expended and expenses incurred by DEQ in the previous calendar year, not to exceed \$7,500 per facility per year.

Annual Per-Ton Fee

The annual fee for Tier I operating permits is \$33 per ton of regulated air pollutants. Fees are capped as follows:

If emissions are:	Per-ton fee cap is:
At least 4,500 tons per year	\$110,000
At least 3,000, but less than 4,500 tons per year	\$55,000
At least 1,000, but less than 3,000 tons per year	\$27,000
At least 500, but less than 1,000 tons per year	\$19,250
At least 200, but less than 500 tons per year	\$8,250
Less than 200 tons per year	\$2,750

Payment is due in full July 1 of each year.

Exceptions

Any source exempt under IDAPA 58.01.01.396 may not be subject to certain Tier I operating permit fees. Certain sources may qualify for deferral from the Tier I operating permit program under IDAPA 58.01.01.301 and, therefore, are not subject to Tier I fees, until such time that a Tier I application or Tier I permit is required for the source.

Permit by Rule Registration (PBR)

Currently, the opportunity to obtain a PBR is available only to nonmetallic mineral processing plants (portable rock crushing facilities). Applicants complete and submit a simple, two-page registration form. A \$250 registration fee must be submitted with the registration form. Once registered, the facility is deemed to have a permit, thereby authorizing operation without the need to first obtain a Permit to Construct or Tier II operating permit.

Payment of Fees

Submit your PTC, Tier II operating permit, Tier I operating permit, and PBR fees to:

**Air Quality Permit Fees
Fiscal Office
Idaho Department of Environmental Quality
1410 N. Hilton
Boise, ID 83706-1255**

Be sure to indicate the type of permit for which you are submitting the required fees.

Web References

Permit to Construct

See IDAPA 58.01.01.200-223 on the Department of Administration's Web site at: <http://www2.state.id.us/adm/adminrules/rules/idapa58/0101.pdf>

Tier II Operating Permit

See IDAPA 58.01.01.400-406 on the Department of Administration's Web site at: <http://www2.state.id.us/adm/adminrules/rules/idapa58/0101.pdf>

Tier I Operating Permit

See IDAPA 58.01.01.300-386 on the Department of Administration's Web site at: <http://www2.state.id.us/adm/adminrules/rules/idapa58/0101.pdf>

Permit by Rule for Portable Rock Crushers

See IDAPA 58.01.01.795-799 on the Department of Administration's Web site at <http://www2.state.id.us/adm/adminrules/rules/idapa58/0101.pdf>

Air Quality and Permit Information

Visit DEQ's Web site at: http://www.deq.idaho.gov/air/permits_forms.cfm

Questions on Air Permit Fees?

Contact:

Air Quality Permit Coordinator
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Air Quality Division
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